

Assembly Concurrent Resolution

No. 143

Introduced by Assembly Member Hagman

March 8, 2010

Assembly Concurrent Resolution No. 143—Relative to pollution.

LEGISLATIVE COUNSEL’S DIGEST

ACR 143, as introduced, Hagman. Pollution: Environmental Protection Agency.

This measure would support the bipartisan efforts reflected in federal Senate Joint Resolution 26 to prevent the Environmental Protection Agency from acting independently to regulate carbon dioxide as a pollutant while there continues to be a vigorous, legitimate, and substantive debate in Congress and the scientific community regarding the need for any such regulation.

Fiscal committee: no.

- 1 WHEREAS, On April 17, 2009, the Environmental Protection
2 Agency formally issued an endangerment finding declaring carbon
3 dioxide and five other heat-trapping gases to be pollutants that
4 endanger public health and welfare under the federal Clean Air
5 Act (42 U.S.C. Sec. 7401 et seq.); and
6 WHEREAS, On January 21, 2010, a bipartisan group of 39
7 United States Senators introduced Senate Joint Resolution 26,
8 pursuant to the Congressional Review Act (Public Law 104-121),
9 to stop the Environmental Protection Agency from regulating
10 carbon dioxide emissions under the federal Clean Air Act; and
11 WHEREAS, The Environmental Protection Agency’s efforts
12 to impose back-door climate regulations with no input from

1 Congress will not only add a thick, new layer of federal
2 bureaucracy, but also serve to depress, slow down, and increase
3 the expense of economic activity, rendering it less efficient; and

4 WHEREAS, The Environmental Protection Agency's adoption
5 and implementation of regulations restricting carbon dioxide
6 emissions will have serious financial and economic implications
7 for California; and

8 WHEREAS, At a time when California is fighting to save jobs
9 and stabilize the economy, we cannot afford to stand idly by while
10 the Environmental Protection Agency acts in an unprecedented
11 and risky manner, especially when any regulation of carbon dioxide
12 and other greenhouse gases is a matter that should be left to
13 Congress; now, therefore, be it

14 *Resolved by the Assembly of the State of California, the Senate*
15 *thereof concurring*, That the California Legislature supports the
16 bipartisan efforts reflected in federal Senate Joint Resolution 26
17 to prevent the Environmental Protection Agency from acting
18 independently to regulate carbon dioxide as a pollutant while there
19 continues to be a vigorous, legitimate, and substantive debate in
20 Congress and the scientific community regarding the need for any
21 such regulation.